

ADDENDUM**Pima County Board of Supervisors' Meeting****130 W. Congress St., Hearing Room, 1st Fl.****December 16, 2008 9:00 a.m.****... EXECUTIVE SESSIONS**

Public discussion and action may occur on the executive session items listed below during the regularly scheduled meeting.

- A. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding authorization to file an Amicus Curiae brief in Backus v. State of Arizona, Arizona Supreme Court Case No. CV-08-02840-PR.
- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Amendment No. 3 to the University Physicians Healthcare – Kino Hospital Lease.

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**... FLOOD CONTROL DISTRICT BOARD****A. Executive Session**

Pursuant to A.R.S. §38-431.03(A) (3), for legal advice regarding the Floodplain Use Permit issued to California Portland Cement for a roadway access across Davidson Canyon Wash.

B. Revocation of Floodplain Use Permit

Pursuant to Pima County Code Chapter 16.20.020, consideration of the revocation of the Pima County Floodplain Use Permit approved and issued on July 25, 2008 to the California Portland Cement Company for roadway access through Davidson Canyon Wash. (District 4)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**1. BOARD OF SUPERVISORS****Rillito Race Track Fees Waiver**

Miracles, Inc., of Arizona and Toys for Tots, non-profit organizations, request the Board of Supervisors approve a waiver of fees totaling \$550.00 and a deposit, for use of the Rillito Race Track on Sunday, December 20, 2008 for an all-day event (10:00 a.m. to 6:00 p.m.) in conjunction with the U.S. Marine Corps to distribute holiday toys for needy children. (District 5)

2. BOARDS, COMMISSIONS AND/OR COMMITTEES**A. Corrections Officers Retirement Board**

Appointment of Michael Escobar, Elected Representative, to replace Brooke Moore. Term expiration: 12/31/12. (Committee recommendation)

B. Public Safety Retirement Board

Reappointment of Sgt. Brad Foust, Elected Representative. Term expiration: 12/31/13. (Committee recommendation)

3. CONTRACTS**A. County Attorney**

Snell and Wilmer, L.L.P., Amendment No. 1, to provide legal services relating to Superior Court Case No. C2007-4840, Seaboard Surety Co. v. Pima County, et. al., WWM Enterprise Fund, contract amount \$100,000.00 (17-02-S-140916-0208)

Award**B. Facilities Management**

Amendment of Award: B505813, Solon America Corporation, (Headquarters: Tucson, AZ) in the amount of \$3,551,000.00 for the purchase of approximately 37,014,000 kilowatt hours of electricity over a twenty year period from a facility to be financed, constructed, owned and operated by Solon America Solar (Solon). The purchase of this electricity will replace that which would otherwise have been purchased from Tucson Electric Power Company (TEP). The facility will be built on

County land at, and for the Roger Road Wastewater Reclamation Facility. This amendment of award request includes the authority to negotiate and execute the required Power Purchase Agreement and Solar License Agreement contracts with Solon. In the event that an agreement cannot be reached with Solon, request authorization to negotiate with the next highest ranked firm, Sun Edison. The agreements will be for a period of twenty (20) years. Funding Source: Existing Utility Expense Budget. Administering Department: Facilities Management.

C. Institutional Health

University Physicians Healthcare (UPH), Amendment No. 3, to provide for a change in the payment schedule for the lease of the Kino Community Hospital Campus, General Fund, contract amount \$199,998.00 decrease (04-65-U-134151-0604)

D. Real Property

Sands Properties, L.L.C., to provide the following for the acquisition of the Sands Ranch: Purchase Agreement; Restrictive Covenant; Right of First Offer; Deed; Exhibit Memorandum; and a Ranch Management Agreement with LS Cattle Company, L.L.C., 2004 Open Space Bond Fund, contract amount not to exceed \$21,024,000.00 including closing costs (22-64-S-141624-1208)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.

DATE POSTED: 12/12/08

TIME POSTED: 11:00 A.M.